

**UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO**

MINTVEST CAPITAL, LTD.)	Case No.: 25-1019 (FAB-MEL)
)	FEDERAL SECURITIES LAW
Plaintiff,)	VIOLATIONS,
)	UNJUST ENRICHMENT
v.)	BREACH OF CONTRACT,
)	
NYDIG TRUST COMPANY;)	THIRD PARTY BENEFICIARY
NYDIG MINING LLC; and STONE)	
RIDGE HOLDINGS GROUP, LP,)	31 L.P.R.A. 3374
)	
Defendants.)	DEMAND FOR JURY TRIAL
)	

—

**DRAFT REPLY TO REPOSE TO OBJECTION TO REPORT AND RECOMMENDATION
TO THE HONORABLE COURT:**

COMES NOW, the plaintiff, **MINTVEST CAPITAL, LTD.**, through the undersigned attorneys, and respectfully states, alleges and prays as follows:

1. Defendants’ discussion of imposing opposing parties’ attorneys fees presumes that is the norm. This is incorrect. Instead, “a court’s inherent power to shift attorneys’ fees should be used sparingly and ‘reserved for egregious circumstances.’” *Whitney Bros. v. Sprafkin*, 60 F.3d 8,13 (1st Cir. 1995), *quoting Jones v. Winnepesaukee Realty, Inc.* 990 F2d 1, 3 (1st Cir. 1993).

WHEREFORE, plaintiff, Mintvest, LLC very respectfully requests this Honorable Court to reject the Report and Recommendation to the extent that it recommends the imposition of Defendants’ attorneys’ fees.

RESPECTFULLY SUBMITTED, in San Juan, Puerto Rico on July 23, 2025

CERTIFICATE OF SERVICE

I HEREBY INFORM: that on this date I have filed and uploaded this document to the CM/ECF system for notice to all parties.

S/Jane Becker Whitaker/

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